

Adopt New Chapter 2.2 and title.

This Chapter is created by removing special occupancy park (SOP) provisions from the Mobilehome Parks regulations, Chapter 2, Title 25 of the California Code of Regulations, and adding them to new Chapter 2.2, as mandated by Chapter 434 Statutes of 2001. Chapter 1038 Statutes of 2002, requires the department to adopt regulations to implement and interpret the Special Occupancy Parks Act, and that all such changes shall be deemed editorial changes pursuant to the Administrative Procedures Act, if they are substantially the same in content as the regulations in Chapter 2, currently governing mobilehome parks and special occupancy parks.

Adopt Title for Article 1.

This Title is the same as the proposed MP requirements without additional amendments.

Adopt and Amend Proposed Section 1000 as Section 2000.

This section is amended by adding language to subsections (a), (b), and (c), and adding subsection (d).

Subsection (a) is amended by adding the phrase “including separate designated sections within mobilehome parks”, and striking the term “mobilehome” because this chapter applies to all special occupancy parks, including the separate sections within mobilehome parks and excludes MH-units. These changes are required to keep the requirements for mobilehome parks and special occupancy parks, separate.

Subsection (b) is amended by replacing the phrase “Special Occupancy Parks are located in chapter 2.2” with “Mobilehome Parks are located in chapter 2” to inform the reader of the location of specific requirements. This is a non-substantive change.

Subsection (c) is added to specify that the requirements for MH-units and their accessory buildings or structures are located in Chapter 2 of this Division. This is necessary, because pursuant to section 2118 of this chapter, MH-units can be installed in an SOP, however there are no provisions for MH-units in this chapter.

Subsection (d) is not amended.

Adopt and Amend Proposed Section 1002 as Section 2002.

Only the definitions new to chapter 2.2 are shown here.

Those definitions that have changes are:

(a)(3) “Awning” which is amended to exclude the recreational vehicle (RV) as a support for an awning that is not factory installed or manufacture designed specifically for use on that particular RV. This is necessary because RV’s are not structurally designed to support the additional loads of an awning, there are no support requirements to provide a stable attachment point, and the department does not have authority for inspection of the construction of RVs (HSC 18027.3).

(c)(7) “Camping Area” is relocated from section 2008 of repealed subchapter 2. It is adopted pursuant to Title 1 California Code of Regulations, Section 100 Changes to Title 25, California Code of Regulations, as directed by Chapter 1038 Statutes of 2002.

(c)(8) “Camping Cabin” is added to define the term in use in this chapter, and to specify that because plumbing is excluded by statute (HSC 18862.5), “camping cabins” are identified as dependent units for sanitary facilities requirements.

(c)(9) “Camping Party” is added to define a term in use in this chapter and is a duplication of HSC 18862.7 that is added to this chapter for clarity.

(c)(10) “Campsite” is added to define a term in use in this chapter and is a duplication of HSC 18862.9 that is added to this chapter for clarity.

(c)(11) “Carport” is amended to specifically exclude any attachment of a carport to an RV.

This is necessary because RV’s are not structurally designed to support the additional loads of a

carport, there are no support requirements to provide a stable attachment point, and the department does not have authority for inspection of the construction of RVs (HSC 18027.3).

(d)(2) "Dependent Unit" is added to identify when a unit is dependent upon the sanitary facilities of the park and to specify that camping cabins are dependent units because statute (HSC 18862.5) excludes them from having plumbing.

(d)(5) "Dry Camp" is relocated from section 2008 of repealed subchapter 2. It is adopted pursuant to Title 1 California Code of Regulations, Section 100 Changes to Title 25, California Code of Regulations, as directed by Chapter 1038 Statutes of 2002. It is amended by deleting the term "public" because any potable water source is acceptable, not only public water.

(i)(3) "Incidental Camping Area" is added to define a term that is in use in this chapter and is a duplication of the statute (HSC 18862.19) that is added for clarity.

(i)(4) "Insignia or Label of Approval" is amended to accommodate requirements for recreational vehicle "label of approval". The Health and Safety Code references are amended to reflect the RV label statutes, language to each transportable section is deleted, because RVs have only one section, and the ANSI standards replace the Federal regulations standards because an RV unit is not built to the same standards required for manufactured homes.

(r)(6)(B) The Health and Safety Code reference is changed to Special Occupancy Park numbering.

(s)(7) "Standard Plan Approval" is amended by deleting reference to "engineered tiedown system", because RV's are not permitted to be attached to the ground and adding "commercial modular" because, in accordance with HSC 18871, they are the only structures that can have foundations in a Special Occupancy Park.

(t)(2) "Temporary Recreational Vehicle Park" is added for clarity and is a duplication of HSC 18862.47 (a). It is added to the chapter definitions so that related definitions are included in one location. HSC 18862.47 (b) is not replicated because it refers to employee housing facilities and defines what is **not** a temporary recreational vehicle park.

(t)(3) "Tent" is added for clarity and is a duplication of HSC 18862.49. It is added to the chapter definitions so that related definitions are included in one location.

(t)(4) "Tent Camp" is relocated from section 2008 of repealed subchapter 2. It is adopted pursuant to Title 1 California Code of Regulations, Section 100 Changes to Title 25, California Code of Regulations, as directed by Chapter 1038 Statutes of 2002. It is amended to make the language consistent with the other definitions.

(u)(1) "Unit" is amended by adding "camping cabin", to avoid clarify that referral to a "unit" in the regulations also applies to camping cabins.

The reference and authority notes are amended by replacing the Mobilehome Parks Act section numbers with Special Occupancy Park Act section numbers.

Adopt Section 2003.

This section is added to clarify that the requirements for mobilehome installations are found in Chapter 2. This is necessary because they are only permitted to be installed as residences for park personnel so manufactured home installation requirements are not included in this chapter.

Adopt and Amend Proposed Section 1004 as Section 2004.

It is necessary to amend this section to include references to Health and Safety Code (HSC), Division 13, Part 2.3 and chapters 2 and 2.2 of this division, because in accordance with HSC 18300 and 18865, when a local enforcement agency assumes enforcement of the Mobilehome Parks Act (MPA) and Title 25, Chapter 2, it also must assume enforcement of the Special Occupancy Parks Act (SOPA) and Title 25, Chapter 2.2. It is also amended by

deleting the word “mobilehome” throughout this section because it is already defined and is unnecessary.

Subsection (a) is amended as above and by deleting the word “official” because it is unnecessary as all legal ordinances passed by a governing body are already official. The text “subject to department approval” is added because an ordinance may conflict with the requirements set forth for assumption and would not be valid. The review by the department would ensure a legal transference of responsibility.

Subsections (a)(1) through (a)(3) are amended to include the specific references to the HSC and this division, as noted above.

Subsection (a)(4) is added requiring a copy of any contractual agreement for services related to this part that the assuming agency may have delegated to another local government agency. This is necessary because a city, upon incorporation, often contracts with their county to provide services so that services remain “business as usual” within the city’s jurisdiction. Also, many cities have split jurisdiction with the county performing some of the functions themselves and designating the remainder to the county. It is difficult to determine if the provisions of assumption are being met, or who is responsible for what portion of enforcement with out all knowing the range of responsibility of the assuming jurisdiction and the agency they designate.

Subsection (a)(5) is amended editorially and by designating the actual chapters this section refers to.

Subsection (a)(5)(B), the phrase “type of park” is added and the phrase “occupancy status” removed because the information requested is actually for the type of park, i.e. special occupancy park, mobilehome park, incidental camping are, etc. not for the status, which could be interpreted many ways. The word “local” is added to specify the area of jurisdiction.

Subsection (a)(5)(C) is amended editorially.

Subsection (a)(6) has no amendments.

Subsection (b) is amended by requiring only one copy of the ordinance instead of two. This is because the ordinance is only needed in the headquarters office and an additional copy is unnecessary. It is also amended by adding the mailing address of the Codes and Standards Administrative Office, so it is available to the reader.

Subsection (c) is relocated from subsection (d) to provide a logical progression of requirements. It was amended to add specific instructions for local enforcement agencies, and subdivided to identify the form, form number and revision date of each form the department requires the local enforcement agency to use. Reference to the forms is necessary because the department requires their use to maintain consistency of collected information throughout the state.

Subsections (c)(1),(2),(3) and (4) are added to designate the forms, supplied by the department, required to be used by a local enforcement agency. These forms are defined in section 1002 and are gathered here for clarity.

Subsection (d) is relocated from section (c) to provide a logical progression of requirements. It was amended by deleting the original text and adding a broader determination of the local jurisdiction’s abilities prior to the assumption of responsibility. This is necessary because there are many areas that need evaluation to ensure the knowledge and capability of a local agency. Language was added to specify that the department will determine the knowledge and abilities of the local agency to apply the requirements of the Health and Safety Code and chapters 2 and 2.2 of the Title 25. The department will determine those capabilities by means that may include inspection, records review, and interviews of personnel. These additions are necessary to allow the department to ensure the local enforcement agency is capable of performing the duties of an enforcement agency (in lieu of the department) required by these regulations, prior to approval.

Subsection (e) is amended to add reference to chapters “2 and 2.2” because local assumption of responsibility for chapter 2 is also deemed assumption of responsibility for chapter 2.2. It is also amended editorially.

Subsection (f) is added to assist the Department, local enforcement agencies, and park operators in working toward an agreeable exchange of enforcement responsibilities subject to the provisions of both the law and regulations during the transition from construction to completion of a park.

Subsection (g) is renumbered from subsection (f) and is amended to provide consistency of timeline with the requirements of section 1012, by requiring submission of a copy of the permit to operate, “within 30 days after renewal”, instead of, “by the 15th of the month”. The phrase, “by the 15th of the month” conflicts with the requirements of subsection 1012(a). This amendment allows for a consistent, reasonable time for the transference of the paperwork.

Subsection (h) is added because statute (HSC 18300) dictates the department is to establish conditions for approval of assumption of responsibility. If a local enforcement agency transfers its department-approved responsibility to another agency in the city or county that has not been approved, or the approved agency changes the designated personnel, the original conditions of approval would be altered and may trigger the need for reevaluation of the new agency.

Adopt Proposed Section 1005 as Section 2005.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1005.5 as Section 2005.5.

This section is the same as the proposed MP requirements without additional amendments.

Adopt and Amend Proposed Section 1006 as Section 2006.

The specific purpose of the amendments to this section is to clarify the requirements for the disbursal of collected fees when the enforcement authority changes, and to provide provisions for the involuntary cancellation of approval of a local agency by the department.

The title of the section is amended to include disbursal of fees to accurately reflect the contents of the section. Additionally, this section is subdivided to separate the different time frames for establishing fee disbursal.

Subsection (a) is added to the beginning of existing section 1006. It is amended to add a reference to the Special Occupancy Parks Act and its regulations and the time designation is amended to identify the “permit renewal” year instead of the calendar year for clarity. The phrase “or assumption approval cancelled by the department” is added to address the possibility of involuntary cancellation of approval of enforcement authority, as required by section H&SC 18300(d) of the Health and Safety Code, and as outlined in section 1005. The term “collected” is added to clarify the requirement. The phrase “of this article” is added to clarify the reference.

Subsections (a)(1) and (2) are subdivided from the second paragraph of the existing section in order to distinguish the different cut-off dates for disbursal of fees for either assumption or cancellation of enforcement responsibility. The cut-off dates for disbursal of fees for both subsections are necessary, because the permit to operate renewal dates are scattered throughout the year based on the county where the park is located. A set date could mean that either the department or a local enforcement agency in a particular county could complete the duties for 11 months and then return all fees because of the June 30 cut-off date causing a financial hardship. Therefore, the fairest cut-off date for disbursal of fees has been changed to six months before or after the permit to operate renewal date for the county in which the agency is located. The six month time limit is used because the majority of fees collected are utilized within the first six months.

Subsection (b) of the proposed Mobilehome Park regulations is not adopted in this chapter because it covers return of the park maintenance fees as specified in 18502 (c)(2). This fee is not paid by special occupancy parks.

Adopt and Amend Proposed Section 1006.5 as Section 2006.5.

This section is amended by numbering the subsection that is relocated from chapter 2 as subsection (a) because two subsections from the repealed subchapter 2 are added.

Subsection (a) is not amended.

Subsection (b) is relocated from repealed subchapter 2, section 2502. It is amended by replacing the term “trailer” with “recreational vehicle” to update the reference to current terminology. It is also amended by adding language specifying that evidence of approvals, from local agencies, for park construction or reconstruction, be submitted with the permit application because it is required in HSC section 18870.1.

Subsection (c) is relocated from repealed subchapter 2, section 2606. It is amended by including “an incidental camping area” because this subsection specifically addresses permits for incidental camping areas.

Subsections (c)(1) through (3) are not amended.

Subsection (c)(3)(A) is amended grammatically.

Subsections (c)(3)(B) through (c)(4) are not amended

Subsection (d) is relocated subsection 2606(b). It is amended by inserting the term “campers” because it is omitted in the existing text, and by moving text editorially.

Subsection (e) is new text requiring the lot number of newly installed camping cabins to be noted on the permit to operate and specifying that amended permit will not be issued. This is necessary because a camping cabin is relocatable and requires a permit for installation and the notation of the cabin locations would prevent the relocation without a new permit.

Adopt Proposed Section 1007 as Section 2007.

This section is the same as the proposed MP requirements without additional amendments.

Adopt and Amend Proposed Section 1008 as Section 2008.

Subsections (a) through (a)(4) are the same as MP requirements.

The table is amended by adding the term “campsites” because special occupancy parks can have “campsites” as well as “lots”.

Subsection (b) is amended by deleting the language concerning additional state fees for amended permits to operate because the requirements are contained in section 2014 of this article that relates to changes in park status and duplication is unnecessary.

Subsection (c) was renumbered from subsection (b) and amended to clarify a misunderstanding with wording for the temporary recreational vehicle park fee to reflect that a \$25 fee is due with no additional **state** fees. Existing regulations misleadingly stated that, “a state fee shall not be required...” referring to the additional state fees and implying that no **permit** fees were due.

Adopt Proposed Section 1009 as Section 2009.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1010 as Section 2010.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1012 as Section 2012.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1014 as Section 2014.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1016 as Section 2016.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1017 as Section 2017.

This section is the same as the proposed MP requirements without additional amendments.

Adopt and Amend Proposed Section 1018 as 2018.

Subsection (a) is amended by adding the term “camping cabin” because a construction permit is required to alter, construct, install, or relocate a camping cabin.

Subsections (b) through (c)(1) are the same as MP.

Old subsection (c)(2) is deleted because the department does not have authority for approval of alterations on a recreational vehicle pursuant to HSC 18027.3 (a)(3). **Subsection (c)(2)** is renumbered subsection (c)(3) because subsection (c)(2) was not copied from chapter 2, as the air conditioning requirement did not apply.

Subsections (c)(3) and (c)(4) are amended by renumbering because of the deleted section mentioned above.

Old subsection (c)(5) is deleted because the department does not have authority for approval of alterations on a recreational vehicle pursuant to HSC 18027.3 (a)(3). The attachment of structures to a recreational vehicle cannot be approved by the department.

Subsections (c)(6) and (c)(8) are not amended except for the reference section numbers as described above.

Adopt and Amend Proposed Section 1020.3 as Section 2020.3.

This section has been amended throughout by deleting references to “Buildings” and “Building Components” because of the transitory nature of Special Occupancy Parks and structures not easily relocated are not permitted.

The title is amended by deleting “Buildings” and “Building Components” and adding “Camping Cabins”, as referenced above and because “camping cabins” must have a permit for installation, alteration, construction, or relocation, so this more accurately reflects the contents of the section.

Subsection (a) is amended by deleting references to “Buildings” and “Building Components” as noted above and by adding “camping cabins” because unlike recreational vehicles, which are readily relocatable, camping cabins must be installed or constructed requiring a permit.

Subsection (b) is not amended except for the reference section numbers as mentioned above.

Subsections (c) and (d) are amended by deleting references to “Buildings” and “Building Components” as noted above and by adding “camping cabins” because unlike recreational vehicles, which are vehicles, must be installed or constructed and require a permit.

Subsection (e) is not amended except for the reference section numbers as mentioned above.

Subsections (f) is amended by deleting references to “Buildings” and “Building Components” as noted above and by adding “camping cabins” because unlike recreational vehicles, which are vehicles, must be installed or constructed and require a permit.

Adopt and Amend Proposed Section 1020.4 as Section 2020.4.

This section has been amended throughout by deleting references to “Buildings” and “Building Components” because of the transitory nature of Special Occupancy Parks and structures not easily relocated are not permitted.

The title is amended by deleting references to “Buildings” and “Building Components” as noted above.

Subsections (a) through (b) are not amended.

Subsection (b)(1) is amended by deleting “cabaña” because it is an accessory building and is not permitted in a special occupancy park as previously noted.

Subsection (b)(2) is deleted because it is the term “private garage”, which is an accessory building and is not permitted in a special occupancy park as previously noted.

Subsections (b)(2) through (b)(5) are amended by renumbering.

Subsection (c) is not amended except for the reference section numbers as mentioned above.

Subsection (d) is not amended.

Subsection (e) is amended by deleting the term “buildings”, for the reasons noted above.

Adopt Proposed Section 1020.6 as Section 2020.6.

This section is the same as the proposed MP requirements.

Adopt and Amend Proposed Section 1020.7 as Section 2020.7.

The title is amended to make the permit fee requirements for construction and alteration in parks easier to locate.

Subsection (a), previously subsection 1022(a), is amended to clarify that the fees of this subsection will apply only to plans which do not have a standard plan approval by the department. This is necessary to clarify when these fees are applicable.

Subsection (a)(1), previously subsection 1022(a), is amended by adding the phrase “Twenty dollars (\$20)”. This is not a new fee; this specific amount was previously stated in subsection 1020(k). The remainder of this subsection has been relocated to new subsection 1020.7(a)(2).

Subsection (a)(2), the title “Permit valuation fee” is added so the subsection is easier to locate and the text is amended from existing subsection 1022(a) with language specifying the exact subsection for the location of the fees.

Subsection (a)(3), previously subsection 1022(b), is amended by striking the phrase “shall be equal to” because it is unnecessary, and the term “provided” because it is redundant. The text concerning standard plan approval permit fees for accessory structures has been struck and the requirements are relocated to section 1020.4.

Subsection (b), previously subsection 1024(b), is amended by rewriting the fee requirements in plain English and underlining it as new text because it is less confusing, and striking all but the fee requirements because this section relates to fees. This is necessary to keep the fee requirements together. The specific requirements for reinspection for a cited violation have been relocated to subsection 1018(b).

Subsection (c), previously subsection 1022(c), is relocated here to group fee related requirements together. It is amended by adding the word “permanent” in front of the word “building” to clarify and maintain consistency of the term “permanent building”. It is also amended by deleting redundant language, and reference to “mobilehome”, because accessory buildings and structures can be built on manufactured home and multi-unit manufactured housing lots also.

Subsection (d), previously subsection 1022(d), is amended by striking references limiting this section to installations of accessory buildings and structures and miscellaneous structures, because the fees in this section apply to all buildings and structures within a park. It is relocated here to group fee related requirements together.

Subsection (e), previously subsection 1022(e), the phrase “in writing, stating” is added to provide the applicant with written reasons the plans are not compliant, and the phrase “for the

permit” is deleted because it is unnecessary because it is known who the applicant is. The remaining language is amended grammatically for clarity, with no change in substance.

Subsection (f), previously subsection 1020(m), was relocated in its entirety to maintain consistency in keeping like fee requirements together. It is amended to remove the term “mobilehome” because the fees are not limited to mobilehomes. The text has been amended to reflect the current definitions in section 1002 for each of the fees in this schedule for consistency, and amending it editorially.

Subsection (g), previously subsection 1024(a), is relocated in its entirety to maintain consistency in keeping fee-related requirements together. It is amended by including reference to permanent buildings because the construction permit fees for permanent buildings are located in this section and are not duplicated elsewhere. The phrases “mobilehome” and “miscellaneous structures” are deleted to remain consistent with the rest of the chapter. Accessory buildings or structures are added because the regulation sections that cover those requirements refer to this section for construction permit fee details, they are not duplicated elsewhere.

Subsection (g)(1) is amended to add titles to the table and to correct the table by replacing “\$100,001 and up” with an upper limit of “\$500,000” that is consistent with the format and figures given in the table.

The authority and reference notes for both sections 1022 and 1024 were merged, since they are both relocated to this section.

Subsections (g)(2) and (3) are amended editorially.

Adopt and Amend Proposed Section 1020.9 as Section 2020.9.

This section is not new; it is the relocated and renumbered section 1026.

The title of the section is amended to more accurately reflect the contents of the section.

Subsection (a), previously subsection 1026(a), is amended to include accessory structures because they can have standard plan approvals and references to foundation systems and engineered tiedown systems are deleted because RV’s are not permitted to be permanently affixed to a lot (HSC 18871).. The previous reference to standard plan approvals for accessory structures was located in Appendix A, which is to be repealed. The language referring to standard plan approvals from the department and instructions for obtaining a standard plan approval are stricken because they are relocated to a separate subsection, 1020.9(s). The last sentence is relocated to new subsection (b).

Subsection. 1020.9 (b) is subdivided from the last sentence of previous subsection (a). It is amended by replacing the term “manufacturer” with “applicant” because an applicant for a standard plan approval is not necessarily a manufacturer.

Subsection (b)(1), previous subsection 1026 (a)(1), is amended by striking the form number and title of a standard plan approval form because it is not necessary to include the form in the regulations. It is also amended by striking the reference to the actual graphic of the form in the regulations, since the form is removed. Language is added to include “standard plan approval” in the instructions, and the form “designated by the department” to indicate there is a specific form for the application.

Subsection (b)(2) previously subsection 1026(a)(2), is amended to include “and/or installation instructions”, because installation instructions are a necessary part of plan approval.

Subsection (b)(3), previously subsection 1026(a)(3), has been relocated to be consistent with keeping related fees together so they are easier for the reader to locate. There are no other amendments.

Subsection (b)(4), is a copy of existing language in subsection 1022(e)(2), it is not a new requirement. The previous language in existing subsection (b) was not specific. This subsection is added to clarify the requirements and fees for standard plan approval and maintain them in one location so the reader does not have to search for the requirements.

Subsection (b)(5), previously subsection 1026(b), is amended by striking the references to both field office and technical service fees in previous subsection 1024(b), because the specific fee requirements for plan check (plan approval) and technical service, is provided in section 1020.9(b)(4) above and to eliminate vague references.

Subsection (b)(6) replaces vague reference to technical service fees contained in the previous subsection 1026(b) (now subsection 1020.9(b)(5)) with language from subsection 1024(b). This is necessary because there may be times that technical services are requested with a standard plan approval, and the fee should be specified in the section to which they are related.

Existing subsection (c) is repealed because the information is provided in subsection (b)(7)(A) with more specific instructions.

Subsection (b)(7),(A), and (B), is copied from subsection 1022(e) so the fee requirements can be located for each activity, and is amended to include the instruction that the plan is to be corrected prior to resubmission, along with the plan check fee name change from “plan checking approval”. This is necessary to make the requirements specific, and to maintain consistency for the name of the fee.

Subsection (b)(8), previously appendix A-1546, this is the first portion of the subdivided appendix A-1546. It is amended by specifying that an approved identification label of approval “shall be provided” for each accessory building or structure. The text “constructed or installed pursuant” is replaced with the term “manufactured under” because a standard plan approval pertains to the assemblage or manufacture of a standardized structure that may be repeatedly manufactured in the same manner.

Subsection (b)(9), previously appendix A-1546 the second portion, is relocated to keep related requirements together for reader convenience. It is amended to describe the identification label of approval design, and the process for submission of the label. This is necessary to clarify any confusion regarding the process of obtaining a standard plan approval and label design requirements. A sample of the label is required to ensure compliance with the requirements.

Subsections (b)(9)(A) and (B) are amended editorially.

Subsection (b)(9)(C) is amended by striking the introductory sentence because it duplicates the end of subsection 1020.9(b)(9).

Subsection (b)(10), previously the third portion of appendix A-1546, is amended by adding the term “identification” for a better description of the label, and to specify that there are three types of materials to be used for the identification label of approval “Type I, II, or III as specified in the section,” the general reference to the basic types of materials was struck. This is necessary to clarify any confusion regarding the requirements. The life expectancy of the plate is reduced from twenty to ten years, because that is a more realistic time span. It is amended to include a material description that had been incorrectly labeled, “Metallized Mylar (polyester), surface bonded”, for a third type of label.

Subsection (b)(10)(A) and (B) have no amendments.

Subsection (b)(10)(C)(i), is subdivided from the description of metallized Mylar because it falls under that category of label and is another form of combination plastic and metal label. It is amended by rearranging the text to be consistent with the format of the other label material types. There are additional amendments to the entire subsection that are editorial.

Subsection 1020.9(c), previously subsection 1026(e), is amended by replacing reference to “standard sizes” of paper with “no smaller than 8 1/2 inches by 11 inches, and” because “standard size” is arbitrary and vague. Minimum paper dimensions are specified because plans have been submitted that are too small to clearly read and work with.

Subsection (c)(1) is amended by moving the portion that specifies the design and construction details to the end so it is easier to understand.

Subsection (c)(2) is amended by replacing the term “type” with “model” to eliminate any confusion. The references to the foundation system and engineered tiedown system are struck because standard plans are not limited to these systems.

Subsection (c)(3) is amended by striking the term “blank” because it is not needed to make the subsection clear, by adding the phrase “standard plan” to specify the kind of approval, eliminating confusion, by adding the phrase “stamp and number” for clarity, and by striking the term “stamp” because it is duplicated.

Subsection (c)(4) is amended by adding “or engineered accessory building or structure”, because they too could require an engineered design. Other amendments are editorial.

Subsection (c)(5) is not amended.

Subsection 1020.9(d), previously subsection 1026(f), is amended by incorporating previous subsection 1026(g), which is amended by correcting the reference to the fee requirements subsection, and editorially.

Subsection 1020.9(e), previously subsection 1026(h), is amended by adding the term “department” to be more specific about where “approval” will be obtained. The phrase “for services rendered” are added to clarify that services are rendered regardless of the status of approval.

Subsection 1020.9(f), previously from subsection 1026(i), is amended by adding the phrase “the department’s” prior to the word approval because only the department can give approval, and by striking “by the department’s architect” because other personnel within the department may approve a standard plan approval.

Subsection 1020.9(g), previously subsection 1026(j), is amended editorially.

Subsection (g)(1) is amended by adding the word “standard” to describe the approval, and by striking “for renewal of the standard plan approval” because it is redundant.

Subsection (g)(2) is amended by including language regarding space needed on the plan for an approval stamp, from subsection 1020.9(c)(3), so the requirement is clear to the reader. The words “of a plan approval shall provide space for the department’s stamp of approval” are struck because they are replaced with language that is easier to understand and consistent with original requirements for standard plan approval.

Subsection (g)(3) has been added to specify that all renewals of standard plans will have the same number they were originally assigned, to identify the renewed plan as the same plan as the originally approved plan.

Subsection 1020.9(h), previously subsection 1026(k), is amended to make the submission requirements of the plan revision, easier to understand.

Subsection (h)(1) is amended editorially.

Subsection (h)(2) is amended by striking the resubmission fee, as the resubmission fee is referenced in subsection (b)(4) and would be duplicative, if it were to remain. It is also amended by correcting the subsection reference for the design calculations. **Subsection**

(h)(3) is amended by replacing the word “approval” with “check” to maintain consistency with the language.

Subsection 1020.9(i), is added to establish procedures and a fee schedule for submission of revised standard plans to the department. This is necessary for reader convenience, so the reader will know what to do and what to expect when plans are to be revised. These are not new requirements; this section brings together references to existing subsections for specific instruction and clarity for the reader.

Subsection 1020.9(j), previously subsection 1026(l)(1), is amended by correcting the subsection references because of the changes that have been made with this rulemaking, by replacing “period of time provided” with “final expiration” for clarity, and by adding the word “assessed” to indicate the fees required are different for new plans. It is also amended editorially.

Subsection 1020.9(k), previously subsection 1026(l), is amended to add the provision that changes to applicable laws could require changes to a standard plan. It is necessary to

provide this information so the reader will know that possible changes to the standard plan could be required, if changes to the law occur. It is subdivided for clarity.

Subsection (k)(1) is subdivided and amended editorially.

Subsection (k)(2) is subdivided and amended to allow either 180 days, or if the plans expire prior to that time, up to the expiration date, for the applicant to revise the plans. It is also amended editorially. This is necessary to clarify the meaning, because the applicant could interpret this erroneously to mean that this would extend the expiration date of the plans.

Subsection 1020.9(l), previously subsection 1026(m), is amended to remove the title because it is unnecessary. It is also amended by adding a description of the stamp of approval to clarify that only the department may issue the unique standard plan approval identification number. This is necessary to identify the requirements for verification of approval, to maintain consistency, and to have a means of clearly identifying a specific plan.

Subsection 1020.9(m), previously subsection 1026(n), is amended by striking the unnecessary title, and adding, “accessory building or structure”, as types of structures that can have a standard plan approval. This is due to the incorporation of the previous standard plan approval section in appendix A that is being repealed so there is only one section pertaining to standard plan approval. It is also amended editorially.

Subsection 1020.9(n), previously subsection 1026(o), is amended by striking the unnecessary title. It is amended by adding the caveat that the approved plans must bear the stamp of approval. This is necessary to remind the reader of this requirement. The amendment to include accessory buildings or structures maintains consistency with the requirements of this section. The last five words are struck because they are not needed.

Subsection 1020.9(o), previously subsection 1026(p), is amended by striking the unnecessary title and correcting a grammatical error.

Subsection 1020.9(p), previously subsection 1026(q), is amended by striking the unnecessary title, adding accessory building or structure to maintain consistency of language in this section, adding the complete name of form HCD 520, and editorially.

Subsection 1020.9(q), previously subsection 1026(r), is amended by striking the unnecessary title to maintain consistency in format. Language of this subsection is replaced to clarify the requirement; there is no change in substance.

Subsection 1020.9(r), previously the end of subsection 1026(a), is separated from the first part of subsection (a) because this subsection refers to statewide acceptance of any standard plans approved by the department, and first subdivision of subsection (a) refers to standard plan availability. It is necessary to separate this portion for clarity and to maintain State preemptive authority given by Health and Safety Code section 18300. The requirement that local enforcement agencies shall not require an original signature on standard plans is necessary because multiple copies of the plan may be used simultaneously in different parts of the state, precluding the ability to provide the original signature in more than one location. The department retains an original version of the approved plan with the original signature for verification.

Adopt Proposed Section 1030 as Section 2030.

This section is the same as the proposed MP requirements.

Adopt Proposed Section 1032 as Section 2032.

This section is the same as the proposed MP requirements.

Adopt and Amend Proposed Section 1034 as Section 2034.

Existing subsection 1034(a), is amended by dividing it into four sections because each has a separate requirement for plan submission and it will be easier for the reader to follow and comply with the provisions, if they are divided into subsections (a) (b), (d), and (e):

Subsections 1034(a) and (b) are amended editorially.

Subsections 1034 (c) is new text added to provide instructions when a designed system requires an engineering analysis of structural parts or methods of construction, to clarify that the plans, specifications, and calculations must be signed by an architect or engineer.

Subsection 1034(d), is a portion of existing subsection (a). It is amended is by deleting the word “registered” prior to the word “engineer” because it is duplicative of the definition in subsection 1002 of this chapter. The words “revised plans and specifications” are deleted because a deviation from the plan is already a revision of the plans. The words “shall be” are added to make it clear that the deviation from the plans will be submitted to the enforcement agency for approval.

Subsection 1034(e), is the final portion of subdivided subsection (a). It is amended by adding the words “and/or specifications” because specifications require approval and should not be omitted from waivers.

Subsection 1034(f) is renumbered subsection (b). It is amended grammatically.

Subsection 1034(g) is renumbered subsection (c), and there are no further changes.

Subsections 1034(h) is renumbered subsection (d), it is amended by deleting the word “registered” before the word “electrical” because it is not necessary. It is amended by adding, “park’s electrical” to specify that the main electrical service referred to is the park’s. The language “is in excess of 230 volts.” is deleted and “exceeds the voltage of the secondary system.” is added because the design criterion needs to be based on the secondary system voltage, not only when it exceeds 230 volts.

Subsection 1034(i) through (i)(2) is renumbered subsection (e), and is amended editorially and by deleting the word “mobilehome” to broaden the requirement to any lots in a mobilehome or manufactured home park.

Subsection 1034(j) is renumbered subsection (f), it is amended by changing the phrase “construction permit” to “permit to construct” to maintain consistency in terminology.

Subsection 1034(k) is renumbered subsection (g), and is amended by deleting references to “subchapter” which has been repealed, and “mobilehome”, because this chapter does not apply to them. It is also amended by deleting references to “buildings” and “building components” because this type of construction is not easily relocatable and because of the transitory nature of recreational vehicle parks this type of construction is not permitted on a special occupancy lot. The term “or building component” is added in several places, because the provisions of this subsection regarding reinstallation apply equally to accessory buildings and structures, and building components.

The exemptions to the requirement for structural plans for reinstallations are subdivided into four **subsections (1), (2), (3), and (4)**, to make them easier to locate. They are amended editorially.

Subsection (k)(1) is amended as noted above in subsection (k).

Adopt Proposed Section 1038 as Section 2038.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1042 as Section 2042.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1044 as Section 2044.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1045 as Section 2045.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1046 as Section 2046.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1048 as Section 2048.

This section is the same as the proposed MP requirements without additional amendments.

Adopt Proposed Section 1050 as Section 2050.

This section is the same as the proposed MP requirements without additional amendments.